

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 43

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO WATER; AMENDING SECTION 42-237e, IDAHO CODE, TO REMOVE OBSO-
2 LETE LANGUAGE; REPEALING SECTION 42-237b, IDAHO CODE, RELATING TO THE
3 ADMINISTRATIVE DETERMINATION OF ADVERSE CLAIMS; REPEALING SECTION
4 42-237c, IDAHO CODE, RELATING TO HEARINGS AND ORDERS OF LOCAL GROUND
5 WATER BOARDS; REPEALING SECTION 42-237d, IDAHO CODE, RELATING TO LOCAL
6 GROUND WATER BOARDS; REPEALING SECTION 42-237g, IDAHO CODE, RELATING TO
7 PENALTIES; AND AMENDING SECTION 42-238a, IDAHO CODE, TO REMOVE A CODE
8 REFERENCE.
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. That Section 42-237e, Idaho Code, be, and the same is hereby
12 amended to read as follows:

13 42-237e. APPEALS FROM ACTIONS OF THE DIRECTOR OF THE DEPARTMENT OF
14 WATER RESOURCES. Any person dissatisfied with any decision, determination,
15 order or action of the director of the department of water resources, ~~water-~~
16 ~~master, or of any local ground water board~~ made pursuant to this act may, if a
17 hearing on the matter already has been held, seek judicial review pursuant
18 to section 42-1701A(4), Idaho Code. If a hearing has not been held, any per-
19 son aggrieved by the action of the director or watermaster may contest such
20 action pursuant to section 42-1701A(3), Idaho Code.

21 SECTION 2. That Section [42-237b](#), Idaho Code, be, and the same is hereby
22 repealed.

23 SECTION 3. That Section [42-237c](#), Idaho Code, be, and the same is hereby
24 repealed.

25 SECTION 4. That Section [42-237d](#), Idaho Code, be, and the same is hereby
26 repealed.

27 SECTION 5. That Section [42-237g](#), Idaho Code, be, and the same is hereby
28 repealed.

29 SECTION 6. That Section 42-238a, Idaho Code, be, and the same is hereby
30 amended to read as follows:

31 42-238a. WATER ADMINISTRATION ACCOUNT. There is hereby created in
32 the state treasury a special account known as the water administration ac-
33 count. All fees and other moneys collected by the director of the department
34 of water resources pursuant to sections 42-221, ~~42-237g~~, 42-238, 42-1713,
35 42-3905, 42-4003, and 42-4011, Idaho Code, shall be deposited in the water
36 administration account. All moneys deposited in the water administration
37 account are hereby appropriated to the director for the purpose of the admin-

1 istration of the provisions of title 42, Idaho Code, and no moneys received
2 in the account shall be disbursed by the state treasurer unless the voucher
3 for such disbursement contains the certificate of the director that such
4 voucher is for an expense incurred in the administration of the provisions
5 of title 42, Idaho Code.